

REFERENCE TITLE: mandatory vehicle insurance; technical correction

State of Arizona
House of Representatives
Forty-ninth Legislature
First Regular Session
2009

HB 2224

Introduced by
Representative Tobin

AN ACT

AMENDING SECTION 28-4135, ARIZONA REVISED STATUTES; RELATING TO MANDATORY MOTOR VEHICLE INSURANCE.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:
2 Section 1. Section 28-4135, Arizona Revised Statutes, is amended to
3 read:

4 28-4135. Motor vehicle financial responsibility requirement;
5 civil penalties

6 A motor vehicle that is operated on a highway in this state shall
7 be covered by one of the following:

8 1. A motor vehicle or automobile liability policy that provides limits
9 not less than those prescribed in section 28-4009.

10 2. An alternate method of coverage as ~~provided~~ PRESCRIBED in section
11 28-4076.

12 3. A certificate of self-insurance as prescribed in section 28-4007.

13 4. A policy that satisfies the financial responsibility requirements
14 prescribed in article 2 of this chapter.

15 B. A person operating a motor vehicle on a highway in this state shall
16 have evidence within the motor vehicle of current financial responsibility
17 applicable to the motor vehicle.

18 C. Failure to produce evidence of financial responsibility on the
19 request of a law enforcement officer investigating a motor vehicle accident
20 or an alleged violation of a motor vehicle law of this state or a traffic
21 ordinance of a city or town is a civil traffic violation that is punishable
22 as prescribed in this section.

23 D. A citation issued for violating subsection B or C of this section
24 shall be dismissed if the person to whom the citation was issued produces
25 evidence to the appropriate court officer on or before the date and time
26 specified on the citation for court appearance and in a manner specified by
27 the court, including the certification of evidence by mail, of either of the
28 following:

29 1. The financial responsibility requirements prescribed in this
30 section were met for the motor vehicle at the date and time the citation was
31 issued.

32 2. A motor vehicle or automobile liability policy that meets the
33 financial responsibility requirements of this state and that insured the
34 person and the motor vehicle the person was operating at the time the person
35 received the citation regardless of whether or not the motor vehicle was
36 named in the policy.

37 E. Except as provided in section 28-4137, a person who violates this
38 section is subject to a civil penalty as follows:

39 1. The court shall impose a minimum civil penalty of five hundred
40 dollars for the first violation and shall direct the department to suspend
41 the driver license of the person and the registration and license plates of
42 the motor vehicle involved for three months.

43 2. If a person violates this section a second time within a period of
44 thirty-six months, the court shall impose a minimum civil penalty of seven
45 hundred fifty dollars and shall direct the department to suspend the driver

1 license of the person and the registration and license plates of the motor
2 vehicle involved for six months.

3 3. If a person violates this section three or more times within a
4 period of thirty-six months, the court shall impose a minimum civil penalty
5 of one thousand dollars and shall direct the department to suspend the driver
6 license of the person and the registration and license plates of the motor
7 vehicle involved for one year.